**CLR NO.28 Of 2001**
**(Old No. 817/1987)**

**Substitution Appl No. 7028 of 2004**
**with**
**Appl. For setting aside abatement**
**In**
**Civil Revision No. 28 of 2001**

**Hon. P.C. Pant, J.**

This is substitution application for impleading the heirs of the deceased, Joginder Singh (sole revisionist / plaintiff) who has died on 04.07.2004 along with the application for setting aside the abatement.

Heard learned counsel for the applicants and perused the affidavit accompanying the application.

The ground mentioned, explaining the delay is that the applicants had no knowledge about pendency of revision and its transfer from Allahabad High Court to this High Court.

Learned counsel for the applicants relied on the principle of law laid down in Ram Nath Sahu Vs. Goverdhan Das (2002) 3 S.C.C. 195. In view of said case law, read with the ground mentioned in the affidavit, the applications are allowed. Let the amendment be incorporated in the main petition in the court itself.

Amendment incorporated.

**(P.C. Pant, J.)**

Dt. 13.12.2004
HN